

**DECLARATION AND POWER OF ATTORNEY FOR
UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)**☒ Declaration submitted with initial filing☐ Declaration submitted after initial filing (surcharge (37 CFR 1.6(e) required))First Named Inventor: DALMASES BARJOAN, Pere

COMPLETE IF KNOWN:

Application Number: _____

Filing Date: _____

Group Art Unit: _____

Examiner Name: _____

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

PROCESS FOR PREPARING A PHARMACEUTICALLY ACTIVE COMPOUND
AND FOR PREPARING ITS INTERMEDIATE
(Title of the Invention)

the specification of which

☒ is attached hereto

OR

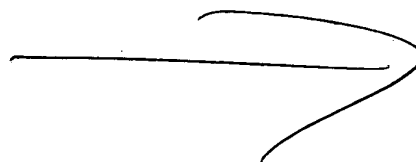
☐ was filed on (MM/DD/YY) _____ as United States Application Number or PCT

International Application Number _____ and was amended on (MM/DD/YY) _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability of this application as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YY) | Priority Not Claimed | Certified Copy Attached? | |
|--|---------|-----------------------------------|-------------------------|--------------------------|----|
| | | | | Yes | No |
| P-200202502 | Spain | October 31, 2002 | | | X |
| | | | | | |



10/532397

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YY) |
|-----------------------|------------------------|
| | |
| | |

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application or PCT Parent Number | Parent Filing Date (MM/DD/YY) | Parent Patent Number (if applicable) |
|---|----------------------------------|---|
| PCT/IB2003/004763 | October 27, 2003 | |
| | | |

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☒ Customer Number 21831

Direct all correspondence to:

☒ Customer Number 21831

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF INVENTOR:

Given Name (first and middle [if any]) Family Name or Surname

Jordi BESSA BELLMUNT

Inventor's Signature [Signature] Date April 21, 2005

Residence: BARCELONA Country ES Citizenship Spanish
Post Office Address: C. Morabos n° 20, 1° 1°; 08004 BARCELONA (ES)

ESX

Rec'd PPT/PTO 22 APR 2005

10/532397

200 NAME OF INVENTOR:

Given Name (first and middle [if any])

Family Name or Surname

Pere

DALMASES BARJOAN

Inventor's Signature [Signature]

Date April 21, 2005

Residence:

Country ES Citizenship Spanish

Post Office Address: C. Pi i Maragall 7, 1; 08980 SANT FELIU DE LLOBREGAT (ES)

ESX

Box No. VIII (iv) DECLARATION: INVENTORSHIP (only for the purposes of the designation of the United States of America)
The declaration must conform to the following standardized wording provided for in Section 214; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iv). If this Box is not used, this sheet should not be included in the request.

**Declaration of inventorship (Rules 4.17(iv) and 51bis.1(a)(iv))
for the purposes of the designation of the United States of America:**

I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.

This declaration is directed to the international application of which it forms a part (if filing declaration with application).

This declaration is directed to international application No. PCT/..... (if furnishing declaration pursuant to Rule 26ter).

I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.

I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications," by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.

Prior Applications: P-200202502 (31.10.2002) (SPAIN)

I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: BESSA BELLMUNT, Jordi

Residence: SPAIN

(city and either US state, if applicable, or country)

Mailing Address: C. Morabos no 20 1o 1a

08004 Barcelona ES

Citizenship: SPANISH

Inventor's Signature: X [Signature]

(if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date: October 23, 2003

(of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

Name: DALMASES BARJOAN, Pere

Residence: SPAIN

(city and either US state, if applicable, or country)

Mailing Address: C. Pi i Maragall 7, 1

Sant Feliu de Llobregat (Barcelona)

Citizenship: SPANISH ES

Inventor's Signature: X [Signature]

(if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date: October 23, 2003

(of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

☐ This declaration is continued on the following sheet, "Continuation of Box No. VIII (iv)".